

## II. REMARKS

### Formal Matters

A Substitute Specification was filed along with the amendment, filed on May 5, 2003 and responsive to the Office Action dated February 19, 2003. The Substitute Specification provided paragraph numbers. **The Substitute Specification differs from the originally filed specification only in that the Substitute Specification includes paragraph numbers.** Accordingly, the Substitute Specification adds no new matter. As stated in the MPEP §608.01(1q), **numbering the paragraphs of the specification of record is not considered a change that must be shown.** Accordingly, there is no need to provide a marked-up copy of the specification as originally filed.

The Substitute Specification is amended as noted above to include sequence identifiers for amino acid sequences disclosed therein. Because the amendments merely add sequence identifiers, the amendments to the Substitute Specification do not add new matter.

Applicants respectfully request reconsideration of the application in view of the remarks made herein.

### Notice of Non-Compliant Amendment

The Notice of Non-Compliant Amendment stated that the amendment, filed on May 5, 2003 and responsive to the Office Action dated February 19, 2003, was non-compliant. The Notice of Non-Compliant Amendment stated that a marked-up version of the specification is required, showing changes, location, etc. However, as stated in the MPEP §608.01(1q), **numbering the paragraphs of the specification of record is not considered a change that must be shown.** Accordingly, there is no need to provide a marked-up copy of the specification as originally filed.

Applicants respectfully request entry of the above-noted amendments to the Substitute Specification, adding sequence identifiers. Applicants have provided the page and line number (in addition to the paragraph number) of the Substitute Specification where the amendments should be made.

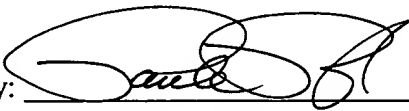
### III. CONCLUSION

Applicants submit that all of the claims are in condition for allowance, which action is requested. If the Examiner finds that a telephone conference would expedite the prosecution of this application, the Examiner is invited to telephone the undersigned at the number provided.

The Commissioner is hereby authorized to charge any underpayment of fees associated with this communication, including any necessary fees for extensions of time, or credit any overpayment to Deposit Account No. 50-0815, order number BEAR006.

Respectfully submitted,  
BOZICEVIC, FIELD & FRANCIS LLP

Date: May 29, 2003

By:   
Paula A. Borden  
Registration No. 42,344

BOZICEVIC, FIELD & FRANCIS LLP  
200 Middlefield Road, Suite 200  
Menlo Park, CA 94025  
Telephone: (650) 327-3400  
Facsimile: (650) 327-3231